

JS-6

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

MICROSOFT CORPORATION, a  
Washington corporation,

Plaintiff,

v.

DAILY TRADING a/k/a  
DAILYTRONIC and GOLDENSOFTS,  
a business of unknown classification;  
NAVID MOHAMMADHASHEMI  
a/k/a NAWID  
MOHAMMADHASHEMY, an  
individual d/b/a DAILY TRADING,  
DAILYTRONIC, and  
GOLDENSOFTS; and DOES 1-5,

Defendants.

Case No. 8:17-cv-00105-AG-JCG

**JUDGMENT AGAINST  
DEFENDANTS DAILY TRADING  
A/K/A DAILYTRONIC AND  
GOLDENSOFTS; NAVID  
MOHAMMADHASHEMI  
A/K/A NAWID  
MOHAMMADHASHEMY D/B/A  
DAILY TRADING,  
DAILYTRONIC, AND  
GOLDENSOFTS**

This action came before the Court, the Honorable Andrew J. Guilford, United States District Judge presiding, on the motion of Plaintiff Microsoft Corporation (“Microsoft”) for default judgment and a permanent injunction against defendants Daily Trading aka Dailytronic and Goldensofts; Navid Mohammadhashemi aka Nawid Mohammadhashemy dba Daily Trading, Dailytronic and Goldensofts

1 (“Defendants”). The evidence presented having been fully considered and a  
2 decision having been duly rendered,

3 **IT IS ORDERED AND ADJUDGED that,**

4 1. By its unauthorized distribution of Microsoft’s trademarks and service  
5 mark in commerce and in connection with Microsoft Windows 7 software,  
6 Defendants have infringed the following registered trademarks and service mark  
7 owned by Microsoft:

- 8 a. 1,200,236 (“MICROSOFT”);
- 9 b. 1,872,264 (“WINDOWS”);
- 10 c. 2,744,843 (COLORED FLAG DESIGN); and
- 11 d. 3,361,017 (COLORED FLAG START BUTTON).

12 2. Defendants have also infringed Microsoft’s registered copyrights in  
13 the following works:

- 14 a. TX 7-009-361 (“Windows 7”); and

15 3. Defendants’ use of Microsoft’s marks has resulted in the placement in  
16 commerce of infringing items that are strikingly similar to genuine Microsoft, or  
17 Microsoft-licensed, programs that are or were likely to cause confusion, mistake or  
18 deception in the market as to the source of those items.

19 4. Defendants’ distribution of infringing Microsoft software also  
20 constitutes federal false designation of origin, false description and false  
21 representation (15 U.S.C. § 1125 et seq.), and unfair competition under California  
22 common law.

23 5. The likelihood of confusion that existed in this instance by virtue of  
24 Defendants’ distribution of counterfeit Microsoft software components in interstate  
25 commerce is an appropriate predicate upon which to base permanent injunctive  
26 relief against the unauthorized reproduction, replication and/or distribution by  
27 Defendants of any unauthorized, illegal, and/or counterfeit Microsoft items. This  
28 Court contemporaneously issues a separate permanent injunction.

1           6.     Microsoft is awarded \$30,000 in statutory damages against Defendants  
2 under the Copyright Act.

3           7.     Microsoft is awarded \$400,000 in statutory damages against  
4 Defendants under the Lanham Act.

5           8.     Microsoft is awarded \$12,200 in attorneys' fees and costs.

6           9.     The total judgment against Defendants is \$442,000.

7           10.    This judgment shall accrue interest, compounded annually, pursuant to  
8 28 U.S.C. § 1961.

9  
10 DATED: January 9, 2018



HONORABLE ANDREW J. GUILFORD  
United States District Judge

1 Approved as to form and content.

2 **PERKINS COIE LLP**

3

4 By:/s/ Katherine M. Dugdale

5 Katherine M. Dugdale

6 Attorneys for Plaintiff Microsoft  
7 Corporation

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